



General Assembly

Amendment

February Session, 2016

LCO No. 5859



Offered by:

SEN. LOONEY, 11th Dist.
SEN. DUFF, 25th Dist.
SEN. COLEMAN, 2nd Dist.
SEN. DOYLE, 9th Dist.
SEN. SLOSSBERG, 14th Dist.
SEN. GERRATANA, 6th Dist.

SEN. OSTEN, 19th Dist.
SEN. BYE, 5th Dist.
REP. BARAM, 15th Dist.
REP. MILLER, 36th Dist.
REP. AMAN, 14th Dist.

To: Subst. Senate Bill No. **328**

File No. 510

Cal. No. 341

"AN ACT CONCERNING MUNICIPAL APPLICATIONS FOR LAND USE PERMITS AND TAX ABATEMENTS."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective October 1, 2016*) (a) In addition to any
4 powers it has under the provisions of the general statutes or any
5 special act, each municipality shall require each applicant for a land
6 use permit filed with such municipality's zoning commission, planning
7 commission, combined planning and zoning commission, zoning
8 board of appeals or inland wetlands commission or for a tax abatement
9 to disclose the following in writing: (1) The name, address, Internet
10 web site address, if any, and telephone number of the developers of
11 any property subject to the application, (2) a statement describing the

12 specific purpose of the application, and (3) the relationship of the
13 person signing the application to the property owner and developer, if
14 such person is not the property owner or developer, together with the
15 nature of the authority upon which the person signing the application
16 has relied in signing the application.

17 (b) Each applicant required to make disclosures pursuant to
18 subsection (a) of this section shall update any change in the
19 information disclosed pursuant to said subsection not later than ten
20 business days after such change.

21 (c) Any person who files an application described in subsection (a)
22 of this section shall include a brief statement in any public notice made
23 pursuant to such application that identifies the specific purpose of
24 such application.

25 Sec. 2. Subsection (b) of section 19a-490b of the general statutes is
26 repealed and the following is substituted in lieu thereof (*Effective from*
27 *passage*):

28 (b) No institution licensed pursuant to this chapter shall charge for
29 furnishing a health record or part thereof to a patient, his attorney or
30 conservator if the record or part thereof is necessary for the purpose of
31 supporting a claim or appeal under any provision of the Social
32 Security Act or a claim or appeal for veterans' benefits under any
33 provision of Title 38 of the United States Code or chapter 506 and the
34 request for the records is accompanied by documentation of the claim
35 or appeal. An institution shall furnish the requested record within
36 thirty days of the request, unless the request was received in less than
37 thirty days subsequent to the date the patient was discharged, in
38 which case the institution shall furnish the requested record upon its
39 completion.

40 Sec. 3. Subsection (d) of section 20-7c of the general statutes is
41 repealed and the following is substituted in lieu thereof (*Effective from*
42 *passage*):

43 (d) Upon a written request of a patient, a patient's attorney or
44 authorized representative, or pursuant to a written authorization, a
45 provider, except as provided in section 4-194, shall furnish to the
46 person making such request a copy of the patient's health record,
47 including but not limited to, bills, x-rays and copies of laboratory
48 reports, contact lens specifications based on examinations and final
49 contact lens fittings given within the preceding three months or such
50 longer period of time as determined by the provider but no longer
51 than six months, records of prescriptions and other technical
52 information used in assessing the patient's health condition. No
53 provider shall refuse to return to a patient original records or copies of
54 records that the patient has brought to the provider from another
55 provider. When returning records to a patient, a provider may retain
56 copies of such records for the provider's file, provided such provider
57 does not charge the patient for the costs incurred in copying such
58 records. No provider shall charge more than sixty-five cents per page,
59 including any research fees, handling fees or related costs, and the cost
60 of first class postage, if applicable, for furnishing a health record
61 pursuant to this subsection, except such provider may charge a patient
62 the amount necessary to cover the cost of materials for furnishing a
63 copy of an x-ray, provided no such charge shall be made for furnishing
64 a health record or part thereof to a patient, a patient's attorney or
65 authorized representative if the record or part thereof is necessary for
66 the purpose of supporting a claim or appeal under any provision of the
67 Social Security Act or a claim or appeal for veterans' benefits under
68 any provision of Title 38 of the United States Code or chapter 506 and
69 the request is accompanied by documentation of the claim or appeal. A
70 provider shall furnish a health record requested pursuant to this
71 section within thirty days of the request. No health care provider, who
72 has purchased or assumed the practice of a provider who is retiring or
73 deceased, may refuse to return original records or copied records to a
74 patient who decides not to seek care from the successor provider.
75 When returning records to a patient who has decided not to seek care
76 from a successor provider, such provider may not charge a patient for
77 costs incurred in copying the records of the retired or deceased

78 provider.

79 Sec. 4. Section 4-124k of the general statutes is repealed and the
80 following is substituted in lieu thereof (*Effective July 1, 2016*):

81 (a) Each member of a regional council of governments shall be
82 entitled to one representative on the council who shall be the chief
83 elected official of such member, or in the absence of any such chief
84 elected official, an elected official appointed in the manner provided
85 by ordinance of the legislative body of such member. Each
86 representative of a member shall be entitled to one vote in the affairs of
87 such council.

88 (b) In addition to such representative specified in subsection (a) of
89 this section, each member of a regional council of governments, having
90 a population of fifty thousand or more, as shown by the last-preceding
91 United States census, shall be entitled to one additional representative
92 on the council for each additional ten thousand inhabitants. Such
93 additional representative shall be appointed in the manner provided
94 by ordinance of the legislative body of such member. Each additional
95 representative of a member shall be entitled to one vote in the affairs of
96 such council.

97 Sec. 5. Section 25-68d of the general statutes is amended by adding
98 subsection (i) as follows (*Effective from passage*):

99 (NEW) (i) In the event an applicant that applies for an approval of
100 exemption pursuant to subsection (d) of this section appeals the
101 decision of the commissioner to the Superior Court such decision of
102 the Superior Court shall be final and not subject to further appeal."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2016</i>	New section
Sec. 2	<i>from passage</i>	19a-490b(b)
Sec. 3	<i>from passage</i>	20-7c(d)
Sec. 4	<i>July 1, 2016</i>	4-124k

Sec. 5	<i>from passage</i>	25-68d
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